

House File 284 - Introduced

HOUSE FILE 284

BY WILLEMS

A BILL FOR

1 An Act relating to the method of collecting property taxes by a
2 county treasurer.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 435.24, subsection 6, paragraph a, Code
2 2011, is amended to read as follows:

3 a. As an alternative to the semiannual or annual payment of
4 taxes, the county treasurer ~~may~~ shall accept partial payments
5 of current year home taxes and shall implement a system or
6 modify the current payment system to accept monthly payments of
7 current year home taxes. The treasurer shall transfer amounts
8 from each taxpayer's account to be applied to each semiannual
9 tax installment prior to the delinquency dates specified in
10 section 445.37 and the amounts collected shall be apportioned
11 by the tenth of the month following transfer. If, prior to the
12 due date of each semiannual installment, the account balance is
13 insufficient to fully satisfy the installment, the treasurer
14 shall transfer and apply the entire account balance, leaving an
15 unpaid balance of the installment. Interest shall attach on
16 the unpaid balance in accordance with section 445.39. Unless
17 funds sufficient to fully satisfy the delinquency are received,
18 the treasurer shall collect the unpaid balance as provided
19 in sections 445.3 and 445.4 and chapter 446. Any remaining
20 balance in a taxpayer's account in excess of the amount needed
21 to fully satisfy an installment shall remain in the account
22 to be applied toward the next semiannual installment. Any
23 interest income derived from the account shall be deposited
24 in the county's general fund to cover administrative costs.
25 The treasurer shall send a notice with the tax statement or
26 by separate mail to each taxpayer stating that, upon request
27 to the treasurer, the taxpayer may make partial payments of
28 current year home taxes.

29 Sec. 2. Section 445.36A, subsection 1, Code 2011, is amended
30 to read as follows:

31 1. As an alternative to the semiannual or annual payment
32 of taxes, the county treasurer ~~may~~ shall accept partial
33 payments of taxes and shall implement a system or modify the
34 current payment system to accept monthly payments of current
35 year home taxes. The treasurer shall transfer amounts from

1 each taxpayer's account to be applied to each semiannual tax
2 installment prior to the delinquency dates specified in section
3 445.37 and the amounts collected shall be apportioned by the
4 tenth of the month following transfer. If, prior to the due
5 date of each semiannual installment, the account balance is
6 insufficient to fully satisfy the installment, the treasurer
7 shall transfer and apply the entire account balance, leaving an
8 unpaid balance of the installment. Interest shall attach on
9 the unpaid balance in accordance with section 445.39. Unless
10 funds sufficient to fully satisfy the delinquency are received,
11 the treasurer shall collect the unpaid balance as provided
12 in sections 445.3 and 445.4 and chapter 446. Any remaining
13 balance in a taxpayer's account in excess of the amount needed
14 to fully satisfy an installment shall remain in the account
15 to be applied toward the next semiannual installment. Any
16 interest income derived from the account shall be deposited
17 in the county's general fund to cover administrative costs.
18 The treasurer shall send a notice with the tax statement or by
19 separate mail to each taxpayer stating that, upon request to
20 the treasurer, the taxpayer may make partial payments of taxes.

21 Sec. 3. IMPLEMENTATION OF ACT. Section 25B.2, subsection
22 3, shall not apply to this Act.

23 EXPLANATION

24 Current law allows county treasurers to accept partial
25 payments for the current year property taxes as an alternative
26 to the semiannual or annual payment of property taxes under
27 Code sections 435.24 and 445.36A. This bill requires county
28 treasurers to accept such partial payments and requires
29 implementation of a system or modification of the current
30 payment system to accept monthly payments of current year home
31 taxes.

32 The bill may include a state mandate as defined in Code
33 section 25B.3. The bill makes inapplicable Code section 25B.2,
34 subsection 3, which would relieve a political subdivision from
35 complying with a state mandate if funding for the cost of

1 the state mandate is not provided or specified. Therefore,
2 political subdivisions are required to comply with any state
3 mandate included in the bill.